

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

Plaintiff, 05-CV-6330 T

-vs-

Tracy L. Duane, et al.

Defendants.

**ORDER FOR AMENDMENT OF THE
CAPTION TO DISMISS DEFENDANTS, JOHN DOE,
MARY ROE AND XYZ CORPORATION**

This matter having come on for hearing on September 15, 2005, upon the United States' Motion for Judgment of Foreclosure and Sale and for Amendment of the caption by dropping the defendant, "John Doe, Mary Roe and XYZ Corporation" from the caption of this action as it has been determined that there are no tenants or occupants residing at the premises at issue.

Now pursuant to Rule 15 of the Rules of Civil Procedure it is hereby ordered that the caption be amended by dropping the John Doe defendant from the caption of this action.

SO ORDERED

Dated: Rochester, New York, September 15, 2005

S/ MICHAEL A. TELESCA
Honorable Michael A. Telesca
United States District Judge